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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gunji et al.

Art Unit: 1652

Application No.: 09/926,299

Examiner: Steadman

Filing Date: October 9, 2001

Attorney Ref. No.: US-1310

For: L-AMINO ACID PRODUCING
BACTERIUM AND METHOD FOR
PRODUCING L-AMINO ACID

VIA FACSIMILE TO: 703 872 9306

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.116

**Mail Stop After Final
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

In response to the Office Action dated July 23, 2004, which set a 3-month shortened statutory period for response thereto, please amend the above-captioned patent application as follows. A one-month extension of time, extending the due date for this response to November 23, 2004 is filed herewith. Favorable re-consideration of the application is respectfully requested.

PAGE 4/18 * RCVD AT 11/23/2004 7:40:25 AM (Eastern Standard Time) * SVR:USPTO-EFXXF-1/0 * ORIG:8729308 * CSID: * DURATION (min-ss):06-38

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Atty Dia. No. US-1310

U.S. App. No: 09/926,299

CONCLUSION

For at least the foregoing reasons, Applicant respectfully submits that the present patent application is in condition for allowance. An early indication of the allowability of the present patent application is therefore respectfully solicited.

If Examiner Steadman believes that a telephone conference with the undersigned would expedite passage of the present patent application to issue, he is invited to call on the number below.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and the undersigned respectfully requests that she be contacted immediately.

Respectfully submitted,

By: 

Shelly Guest Cermak
Registration No. 39,571

USPTO Customer No. 38108
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Date: November 23, 2004

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November 23, 2004

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

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RECEIVED
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NOV 23 2004

In re application of: Gunj et al
 Application No.: 09/916,299
 Filing Date: October 9, 2001
 Any. Docket No. US-310
 Title: L-AMINO ACID PRODUCING BACTERIUM AND
 METHOD FOR PRODUCING L-AMINO ACID

Sir:

Transmitted herewith is an amendment in the above-identified application. Please find enclosed:

- ☒ Amendment and Request for Reconsideration: 14 pages.
☒ Petition for Extension of time from the Office Action, mailed July 23, 2004, 1 months to
 November 23, 2004: 1 pages
☐ Information Disclosure Statement: pages.
☐ PTO-1449: pages.
☐ cited references (pages).
☐ PTO-2038 Credit Card Payment Form (fee calculated as shown below): pages.
☐ A fee is required, as calculated below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		or	LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Rate	Fee		Rate	Fee
Total	minus	20			x \$9 =	\$	or	x \$18 =	\$
Indep.	minus	3			x \$43 =	\$	or	x \$86 =	\$
o First Presentation of Multiple Dependent Claims					+	\$	or	+\$290	\$
					\$143=		or	=	
					Total	\$	or	Total	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

U.S. Patent and Trademark Office


Page 2 of 2

23 November 2004

Please accept payment of the above-calculated fees, and any extension of time fees by the following payment method:

- ☒ Please charge Deposit Account No. 50-3077 in the amount of \$110.00.
☐ A check in the amount of \$ is enclosed.
☒ The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to
☒ Deposit Account No. 50-3077
☐ the credit account identified in PTO-2038.
☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
☒ Any patent application processing fee under 37 C.F.R. § 1.17.

Respectfully submitted,


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Date: November 23, 2004